Case 15-20365-JAD Doc 125 Filed 06/14/20 Entered 06/15/20 00:32:39 Desc

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Information to	identify the case:	104.00 / dige _ 0
Debtor 1	David D. Pomocki	Social Security number or ITIN xxx-xx-1400
	First Name Middle Name Last Name	EIN
Debtor 2 (Spouse, if filing)	Kerri L. Pomocki	Social Security number or ITIN xxx-xx-0608
	First Name Middle Name Last Name	EIN
United States Bank	cruptcy Court WESTERN DISTRICT OF PENNSYLVANIA	
Case number: 15	–20365–JAD	

## **Order of Discharge**

12/15

IT IS ORDERED: A discharge under 11 U.S.C. § 1328(a) is granted to:

David D. Pomocki aka David D. Pomocki Kerri L. Pomocki aka Kerri Furey

6/12/20

By the court: <u>Jeffery A. Deller</u>

United States Bankruptcy Judge

#### Explanation of Bankruptcy Discharge in a Chapter 13 Case

This order does not close or dismiss the case.

### Creditors cannot collect discharged debts

This order means that no one may make any attempt to collect a discharged debt from the debtors personally. For example, creditors cannot sue, garnish wages, assert a deficiency, or otherwise try to collect from the debtors personally on discharged debts. Creditors cannot contact the debtors by mail, phone, or otherwise in any attempt to collect the debt personally. Creditors who violate this order can be required to pay debtors damages and attorney's fees.

However, a creditor with a lien may enforce a claim against the debtors' property subject to that lien unless the lien was avoided or eliminated. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile.

This order does not prevent debtors from paying any debt voluntarily. 11 U.S.C. § 524(f).

#### Most debts are discharged

Most debts are covered by the discharge, but not all. Generally, a discharge removes the debtors' personal liability for debts provided for by the chapter 13 plan.

In a case involving community property: Special rules protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.

#### Some debts are not discharged

Examples of debts that are not discharged are:

- debts that are domestic support obligations;
- debts for most student loans;
- debts for certain types of taxes specified in 11 U.S.C. §§ 507(a)(8)(C), 523(a)(1)(B), or 523(a)(1)(C) to the extent not paid in full under the plan;

For more information, see page 2

- debts that the bankruptcy court has decided or will decide are not discharged in this bankruptcy case;
- debts for restitution, or a criminal fine, included in a sentence on debtor's criminal conviction;
- some debts which the debtors did not properly list;
- debts provided for under 11 U.S.C. §
   1322(b)(5) and on which the last payment
   or other transfer is due after the date on
   which the final payment under the plan
   was due;
- debts for certain consumer purchases made after the bankruptcy case was filed if obtaining the trustee's prior approval of incurring the debt was practicable but was not obtained;

- debts for restitution, or damages, awarded in a civil action against the debtor as a result of malicious or willful injury by the debtor that caused personal injury to an individual or the death of an individual; and
- debts for death or personal injury caused by operating a vehicle while intoxicated.

In addition, this discharge does not stop creditors from collecting from anyone else who is also liable on the debt, such as an insurance company or a person who cosigned or guaranteed a loan.

This information is only a general summary of a chapter 13 discharge; some exceptions exist. Because the law is complicated, you should consult an attorney to determine the exact effect of the discharge in this case.

Form 3180W Chapter 13 Discharge page 2

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 United States Bankruptcy Court
 Western District of Pennsylvania

In re: David D. Pomocki Kerri L. Pomocki Debtors

Case No. 15-20365-JAD Chapter 13

## **CERTIFICATE OF NOTICE**

District/off: 0315-2 User: nsha Page 1 of 2 Date Rcvd: Jun 12, 2020 Form ID: 3180W Total Noticed: 49

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on						
Jun 14, 2020.						
db/jdb	+David D. Pomocki, Kerri L. Pomocki, 617 Manning Avenue, McKeesport, PA 15132-4043					
cr	+Equitable Gas Bankruptcy Department, Attn: Judy Gawlowski, 225 North Shore Drive 2nd Floor,					
	Pittsburgh, PA 15212-5860					
cr	+Toyota Motor Credit Corporation, c/o Schiller & Knapp LLP, 950 New Loudon Rd,					
	Latham, NY 12110-2100					
13991136	+Blatt, Hasenmiller, 1835 Market Street, Suite 501, Philadelphia, PA 19103-2933					
13991139	+Cba Collection Bureau, 25954 Eden Landing Rd, Hayward, CA 94545-3837					
14001429	+Department Stores National Bank For Macys Branded, Bankruptcy Processing, Po Box 8053,					
	Mason, OH 45040-8053					
13991142	+Ds Waters Of America Inc, 25954 Eden Landing Rd, Hayward, CA 94545-3816					
13991144	+EIS Collections, Box 1398, Reynoldsburg, OH 43068-6398					
13991145	+Fma Alliance, 12339 Cutten Road, Houston, TX 77066-1807					
14050690	+MidFirst Bank, 999 NorthWest Grand Boulevard, Oklahoma City, OK 73118-6051					
13991148	+Midland Mtg/Midfirst, 999 NorthWest Grand Boulevard, Oklahoma City, OK 73118-6051					
13991150	+Pittsburgh Federal credit union, 317 Brownsville Road, Pittsburgh, PA 15210-2297					
13991152	+Pressler & Pressler, 7 Entin Road, Parsipany, NJ 07054-5020					
13991154	+Sam's Club Discover/Gecb, Box 530942, Atlanta, GA 30353-0942					
13991153	+Sam's Club Discover/Gecb, Box 960013, Orlando, FL 32896-0013					
13991155	+Sears Credit Cards, c/o Sears Citi Card, Sears Consumer Payments, P.O. Box 9001055,					
	Louisville, KY 40290-1055					
13991162	+Toyota Fsb, Po Box 108, Saint Louis, MO 63166-0108					
Notice by elec	tronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.					
smg	E-mail/Text: RVSVCBICNOTICE1@state.pa.us Jun 13 2020 03:48:31 Pennsylvania Dept. of Revenue,					
	Department 280946, P.O. Box 280946, ATTN: BANKRUPTCY DIVISION,					
	Harrisburg, PA 17128-0946					
cr	+EDI: PRA.COM Jun 13 2020 07:28:00 PRA Receivables Management, LLC, PO Box 41067,					
	Norfolk, VA 23541-1067					
14034383	EDI: AIS.COM Jun 13 2020 07:28:00 American InfoSource LP as agent for,					
	Midland Funding LLC, PO Box 268941, Oklahoma City, OK 73126-8941					
13991135	+EDI: TSYS2.COM Jun 13 2020 07:28:00 Barclays Bank Delaware, P.o. Box 8803,					
	Wilmington, DE 19899-8803					
15014138	+EDI: DVTM.COM Jun 13 2020 07:28:00 Bridgecrest Credit Company,LLC, PO BOX 29018,					
	PHOENIX, AZ 85038-9018					
13991137	E-mail/PDF: resurgentbknotifications@resurgent.com Jun 13 2020 03:55:00 CACH, LLC,					
	PO Box 10587, Greenville, SC 29603-0587					
14013967	+E-mail/Text: bncmail@w-legal.com Jun 13 2020 03:48:57 CERASTES, LLC,					
	C O WEINSTEIN & RILEY, PS, 2001 WESTERN AVENUE, STE 400, SEATTLE, WA 98121-3132					
13991138	EDI: CAPITALONE.COM Jun 13 2020 07:33:00					
	Salt Lake City, UT 84130-0285					
13991803	+E-mail/Text: bankruptcy@cavps.com Jun 13 2020 03:49:02 Cavalry SPV I, LLC,					
	500 Summit Lake Drive, Ste 400, Valhalla, NY 10595-2321					
13991140	+EDI: CITICORP.COM Jun 13 2020 07:28:00					
13994806	EDI: DISCOVER.COM Jun 13 2020 07:28:00 Discover Bank, Discover Products Inc,					
	PO Box 3025, New Albany, OH 43054-3025					
13991141	+EDI: DISCOVER.COM Jun 13 2020 07:28:00 Discover Fin Svcs Llc, Po Box 15316,					
	Wilmington, DE 19850-5316					
13991143	+EDI: TSYS2.COM Jun 13 2020 07:28:00 Dsnb Macys, Po Box 8218, Mason, OH 45040-8218					
14060893	+E-mail/Text: kburkley@bernsteinlaw.com Jun 13 2020 03:49:16 Duquesne Light Company,					
	c/o Peter J. Ashcroft,, Bernstein-Burkley, P.C.,, 707 Grant St., Suite 2200, Gulf Tower,,					
4.4000000	Pittsburgh, PA 15219-1945					
14038223	EDI: ECAST.COM Jun 13 2020 07:28:00 ECAST SETTLEMENT CORPORATION, ASSIGNEE,					
12001145	OF CITIBANK, N.A., POB 29262, NEW YORK, NY 10087-9262					
13991147	+EDI: LTDFINANCIAL.COM Jun 13 2020 07:28:00 LTD Financial Services,					
	7322 Southwest Freeway Suite 1600, Houston, TX 77074-2134					
13991146	+E-mail/Text: bk@lendingclub.com Jun 13 2020 03:49:08 Lending Club Corp,					
	71 Stevenson St Ste 300, San Francisco, CA 94105-2985					
13991149	+E-mail/Text: bnc@nordstrom.com Jun 13 2020 03:48:10 Nordstrom Fsb, Po Box 13589,					
4.45.00.00	Scottsdale, AZ 85267-3589					
14520087	EDI: PRA.COM Jun 13 2020 07:28:00 Portfolio Recovery Associates, LLC, PO Box 41067,					
	Norfolk, VA 23541					
14053364	EDI: PRA.COM Jun 13 2020 07:28:00 Portfolio Recovery Associates, LLC, POB 12914,					
12001151	Norfolk VA 23541					
13991151	+EDI: PRA.COM Jun 13 2020 07:28:00 Portfolio, Box 12914, Norfolk, VA 23541-0914					
13991156	EDI: AGFINANCE.COM Jun 13 2020 07:28:00 Springleaf, Box 742536, Cinninnati, OH 45274					
13991157	EDI: AGFINANCE.COM Jun 13 2020 07:28:00 Springleaf Financial, 601 Nw 2nd St,					
14004011	Evansville, IN 47708  EDI: ACEINAME COM Jun 12 2020 07:20:00 Chringlest Financial Coverigon DO Box 2251					
14004211	EDI: AGFINANCE.COM Jun 13 2020 07:28:00 Springleaf Financial Services, PO Box 3251,					
12001150	Evansville, IN 47731					
13991158	+EDI: RMSC.COM Jun 13 2020 07:33:00 Syncb/care Credit, 950 Forrer Blvd,					
13991159	Kettering, OH 45420-1469 +EDI: RMSC.COM Jun 13 2020 07:33:00 Syncb/jcp, Po Box 965007, Orlando, FL 32896-5007					
1JJJ11JJ	- EDI: AMBELLON CHI IS 2020 07.55.00 Syncb/ Jep, FO BOX 905007, Officiality, FL 32090-5007					

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District/off	: 0315-2	User: nsha Form ID: 3180W	Page 2 of 2 Total Noticed: 49	Date Rcvd: Jun 12, 2020				
Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center (continued)								
13991160		M Jun 13 2020 07:33:00 32896-5024	Syncb/walmart Dc, Po Box	965024,				
14062459								
14006197	·							
13993032								
13991161	<u>-</u> ,							
13991163	+EDI: TFSR.CC	M Jun 13 2020 07:28:00	Toyota Motor Credit Co,	240 Gibraltar Rd Ste 260,				
	norsnam, ra	1 19011 2307		TOTAL: 32				
***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****  cr Duquesne Light Company cr MidFirst Bank cr* +Pittsburgh Federal Credit Union, 317 Brownsville Road, Pittsburgh, PA 15210-2297 14632963* ++PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 41067, NORFOLK VA 23541-1067 (address filed with court: Portfolio Recovery Associates, LLC, POB 41067, Norfolk, VA 23541)  TOTALS: 2, * 2, ## 0								
				101ALS: 2, 2, ## 0				
Addresses marked $'+'$ were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.								
Transmission times for electronic delivery are Eastern Time zone.								
Addresses marked '++' were redirected to the recipient's preferred mailing address								

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 14, 2020 Signature: /s/Joseph Speetjens

pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 12, 2020 at the address(es) listed below: Andrew F Gornall on behalf of Creditor MidFirst Bank andygornall@latouflawfirm.com Edward T. Harvey on behalf of Creditor Pittsburgh Federal Credit Union eharvey@hrslaw.com, dscott@hrslaw.com James Warmbrodt on behalf of Creditor MidFirst Bank bkgroup@kmllawgroup.com James E. Miscavage on behalf of Debtor David D. Pomocki jamesmiscavage@gmail.com, miscavagejr96026@notify.bestcase.com James E. Miscavage on behalf of Joint Debtor Kerri L. Pomocki jamesmiscavage@gmail.com, miscavagejr96026@notify.bestcase.com Joshua I. Goldman on behalf of Creditor MidFirst Bank jgoldman@kmllawgroup.com Martin A. Mooney on behalf of Creditor Toyota Motor Credit Corporation kcollins@schillerknapp.com, lgadomski@schillerknapp.com Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov Peter J. Ashcroft on behalf of Creditor Duquesne Light Company pashcroft@bernsteinlaw.com, ckutch@ecf.courtdrive.com;acarr@bernsteinlaw.com Ronda J. Winnecour cmecf@chapter13trusteewdpa.com
S. James Wallace on behalf of Creditor Equitable Gas Bankruptcy Department sjw@sjwpgh.com, Equitablebankruptcy@peoples-gas.com;srk@sjwpgh.com TOTAL: 11